

ASSEMBLY BILL

No. 1364

Introduced by Assembly Member Evans

February 27, 2009

An act relating to public contracts, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1364, as introduced, Evans. Public contracts

Existing law permits the modification of contracts by state agencies in specified instances.

This bill would provide that, notwithstanding any other provision of law, any state agency that has entered into a contract where the agency has or may be unable to comply with the terms of that contract because of the suspension of programs by the Pooled Money Investment Board as described in California Department of Finance Budget Letter 08-33 shall have authority to amend the terms of the contract to address contract deadlines and deliverables that may not be met because of that suspension.

The bill would declare that it would take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Notwithstanding any other provision of law, any
- 2 state agency that has entered into a contract where the agency has
- 3 or may be unable to comply with the terms of that contract because

1 of the suspension of programs by the Pooled Money Investment
2 Board as described in California Department of Finance Budget
3 Letter 08-33 shall have authority to amend the terms of the contract
4 to address contract deadlines and deliverables that may not be met
5 because of that suspension.

6 SEC. 2. This act is an urgency statute necessary for the
7 immediate preservation of the public peace, health, or safety within
8 the meaning of Article IV of the Constitution and shall go into
9 immediate effect. The facts constituting the necessity are:

10 In order to permit state agencies to take immediate action to
11 make needed revisions to contracts, it is necessary for this act to
12 take effect immediately.